IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 504 OF 2007

The Principal, Cusrow Wadia Institute of Tehcnology.....
Petitioner
V/s
Shri Vilas Gangaram Shirapuri... ..... Respondent.

Office Notes, Office Memoranda of Coram, appearances Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

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Mr.A.P.Vanarse, Adv. for the petitioner.

CORAM: A.P. DESHPANDE, J.
26.3.2007

PC:

The name of the employer in the Reference as originally made was shown as M/s.Wadia Institute of Technology, Pune. Said name came to be corrected by issuing a corrigendum by the office of the Commissioner of Labour and the corrected name reads thus: M/s.Modern Education Societies Cusrow Wadia Institute of Technology, Pune. After issuance of said corrigendum the employee applied before the Labour Court to consider the said change in the name of employer. The present petitioner objected to it by contending that in the conciliation proceedings parties as shown in the Reference had

participated and not the parties whose name has been reflected in the corrigendum. The Labour Court passed an order to the effect that the application will be decided along with the main complaint. It is this interlocutory order passed by the Labour Court which is challenged in present writ petition. As yet Labour Court has not decided the issue in question and hence there is no reason to interfere at this stage. The learned counsel for the petitioner at this stage submits that appropriate issue in regard to correction of the name and maintainability of Reference has to be framed by the Labour Court. The learned counsel for the petitioner does not dispute that no such application has been made before the Labour Court seeking framing of appropriate issue. Hence as there is no merit in the writ petition same is summarily dismissed. However petitioner shall be at liberty to apply before the Labour Court seeking framing of an issue in regard to change in the name of the employer.

26.3.07.